IN THE UNITED STATES DESIGNATED/ELECTED OFFICE

International Application No. PCT/EP05/00370 January 15, 2005 International Filing Date Priority Date(s) Claimed February 7, 2004 Applicant(s) (DO/EO/US) Alfred HENNEMANN et al : Title: PARTICLES HAVING A FUNCTIONAL MULTILAYERED STRUCTURE INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§ 1.56, 1.97 and 1.98 Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Sir: This information disclosure statement is made in accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98 as follows: Timing and Fees \boxtimes Under 37 C.F.R. § 1.97(b), no fee or statement is required for filing this information disclosure statement is filed: within three months of the filing date of a national application other than a CPA under § 1.53(d); \boxtimes within three months of the actual filing date of the national phase of a PCT application; OR before the mailing of a first substantive office action (including after filing of an RCE). Under 37 C.F.R. § 1.97(c), this information disclosure statement is filed after the periods

a final rejection under 37 C.F.R. 1.113; termination of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2); OR a notice of allowance under 37 C.F.R. § 1.311; and

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			No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned attorney after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing date of the information disclosure statement.
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	\boxtimes		of materials listed but not attached were cited in an international search dated <u>August 10, 2005</u> .
		Not red	quired by 37 CFR § 1.98.
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Non-English	Language References
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Respectfully submitted,

Anthony J. Zelano, Reg. No. 27,969

Attorney/Agent for Applicants

MILLEN, WHITE, ZELANO & BRANIGAN, P.C.
Arlington Courthouse Plaza I 2200 Clarendon Blvd. Suite 1400 Arlington, Virginia 22201 Telephone: (703) 243-6333 Facsimile: (703) 243-6410

Attorney Docket No.: MERCK-3198

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	U.S. PATENT DOCUMENTS					
Examiner Initials *	Cite No.1	U.S. Patent Docum		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	
	A1	6533858	B1	CACACE, Deborah	03-18-2003	
	A2	2001056135	A1	KIESER, Manfred	12-27-2001	
	А3	2003012954	A1	SCHAUER, Thadeus	01-16-2003	

	FOREIGN PATENT DOCUMENTS							
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	B1	wo	0231059	Α	CACACE, Deborah	04-18-1992		A1
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	В3	wo	0160926	Α	SCHAUER, Thadeus	08-23-2001		А3
	B4	EP	0416395	Α	PRENGEL, Constanze	03-13-1991		B5
	B5	CA	2024486	A1	PRENGEL, Constanze	03-06-1991		
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